

CLEMENTINE LAKEL AND
FRANK LAKEL, HER HUSBAND,
ET AL.

vs.

JOHN M. FOLAND, ADULT, ET AL.)

) No. 11711 EQUITY.

) IN THE CIRCUIT COURT

) FOR FREDERICK COUNTY,

IN EQUITY.

TO THE HONORABLE JUDGES OF SAID COURT:

The Petition of CLEMENTINE LAKEL and FRANK LAKEL, her husband, LORETTA F. WRIGHT and WILLIAM A. WRIGHT, her husband, ANNA MARIE COLLINS and CHARLES N. COLLINS, her husband, and JOHN M. FOLAND, Adult, and JOHN H. FOLAND, CATHARINE FOLAND and PAULINE FOLAND, infants under the age of twenty-one years, by JOHN M. FOLAND, their father and next friend, respectfully shows:

FIRST: That on June 11, 1928, the said CLEMENTINE LAKEL and FRANK LAKEL, her husband, LORETTA F. WRIGHT and WILLIAM A. WRIGHT, her husband, ANNA MARIE COLLINS and CHARLES N. COLLINS, her husband, filed their Bill of Complaint in this Court in the above Cause, against JOHN M. FOLAND, adult, and JOHN H. FOLAND, CATHARINE FOLAND and PAULINE FOLAND, infants, for the purpose of obtaining a Decree for the Sale of the real estate of which HATTIE FOLAND died seized and possessed, alleging that the said real estate was a single piece of town property, and, as such, "is not capable or susceptible of partition among the parties, neither can it be divided in kind, without loss or injury."

SECOND: That, thereafter, on July 10, 1928, JOHN H. MARTZ, as Guardian Ad Litem for the said infant Defendants, appointed by the Order of this Court, filed his Answer, in behalf of said infant Defendants, and, later, on August 2, 1928, a Decree Pro Confesso was passed against the adult Defendant, JOHN M. FOLAND, who had been duly summoned, but who had failed to appear or answer within the time prescribed by the Rules of